

BRIAN EINES,)
)
Plaintiff,)
)
v.) No. 1:19-cv-04016-JPH-MJD
)
PICKENS,)
MCDUFFY,)
CHRISTINA CONYERS,)
)
Defendants.)

The plaintiff's motion for an extension of time to pay the initial partial filing fee, dkt. [7], is construed as a renewed motion to for leave to proceed *in forma pauperis* and is **granted**. Although the records initially presented to the Court suggested that the plaintiff had the ability to pay an initial partial filing fee, the Court credits his current representations in his motion that, in reality, he cannot. The Court therefore finds that the plaintiff does not have the assets or means to pay the initial partial filing fee originally assessed. Because the Prison Litigation Reform Act mandates that a prisoner will not be prohibited from bringing a civil action for the reason that he lacks the assets and means to pay an initial partial filing fee, 28 U.S.C. § 1915(b)(4), the plaintiff is granted a waiver of payment of the initial partial filing fee in this case.

The Court will screen the complaint in accordance with 28 U.S.C. § 1915A in due course.

SO ORDERED.

Date: 11/6/2019

James Patrick Hanlon

James Patrick Hanlon
United States District Judge
Southern District of Indiana

Distribution:

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